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4 **UNITED STATES DISTRICT COURT**

5 **DISTRICT OF NEVADA**

6 ***

7 Rafeal Tunde Solebo El,
8 vs.
9 State of Nevada,
10 Defendants.

Case No. 2:22-cv-01256-CDS-VCF

**ORDER TO ADMINISTRATIVELY CLOSE
CASE**

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12 I previously denied pro se plaintiff Rafeal Tunde Solebo El's application to proceed in forma
13 pauperis without prejudice. ECF No. 4. I gave plaintiff thirty days to either file a new IFP application or
14 pay the filing fee. *Id.* The deadline has passed, and plaintiff has not filed anything or paid the filing fee.
15 Since plaintiff has not commenced this action, I order that this case be administratively closed.

16 ACCORDINGLY,

17 I ORDER that the Clerk of Court is directed to administratively CLOSE this case.

18 **NOTICE**

19 Pursuant to Local Rules IB 3-1 and IB 3-2, a party may object to orders and reports and
20 recommendations issued by the magistrate judge. Objections must be in writing and filed with the Clerk
21 of the Court within fourteen days. LR IB 3-1, 3-2. The Supreme Court has held that the courts of appeal
22 may determine that an appeal has been waived due to the failure to file objections within the specified
23 time. *Thomas v. Arn*, 474 U.S. 140, 142 (1985).

24 This circuit has also held that (1) failure to file objections within the specified time and (2)
25 failure to properly address and brief the objectionable issues waives the right to appeal the District

1 Court's order and/or appeal factual issues from the order of the District Court. *Martinez v. Ylst*, 951 F.2d
2 1153, 1157 (9th Cir. 1991); *Britt v. Simi Valley United Sch. Dist.*, 708 F.2d 452, 454 (9th Cir. 1983).

3 Pursuant to LR IA 3-1, the plaintiff must immediately file written notification with the court of any
4 change of address. The notification must include proof of service upon each opposing party's attorney,
5 or upon the opposing party if the party is unrepresented by counsel. Failure to comply with this rule may
6 result in dismissal of the action.

7 IT IS SO ORDERED.

8 DATED this 10th day of January 2023.

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10 CAM FERENBACH
11 UNITED STATES MAGISTRATE JUDGE
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